CITY OF GREENACRES

Council Agenda Memo
2016.02TL3.017

TO: Mayor and City Council

THROUGH Andrea McCue, City Manager

FROM: Thomas J. Lanahan, Assistant City Manager/Planning and Engineering Director

SUBJECT: **Ordinance 2016-12**
"Opting-In" to Countywide Panhandling Ordinance
Council Agenda Item for 02-22-16

DATE: February 12, 2016

COPIES: James D. Stokes, City Attorney
Denise McGrew, City Clerk
Captain Sean Murray, PBSO

Background:

On June 23, 2015, the Palm Beach County Board of County Commissioners adopted Ordinance 2015-25 entitled the "Palm Beach County Solicitation and Distribution on Public Roads Ordinance", commonly known as the Panhandling Ordinance. This Ordinance, codified in Section 18-7 of the Palm Beach County Code, prohibits people from being upon a State or County road for the purpose of displaying information, distributing materials, or soliciting charitable contributions and was enacted due to the danger of these activities in the roadway. The Ordinance is effective in all of unincorporated Palm Beach County and in municipalities that choose to have it effective in their jurisdiction.

On August 10, 2015, the City Council voted to contract with the Palm Beach County Sheriff's Office (PBSO) to provide law enforcement services within the City of Greenacres. The PBSO Captain overseeing the provision of services in Greenacres has requested that Greenacres "opt-in" so that these regulations will apply uniformly within the City and adjacent unincorporated areas.

Analysis:

By "opting-in" to the County Ordinance, these important safety and quality of life regulations can be enforced seamlessly around the City. In addition, the County Ordinance was developed after significant effort and with input from various stakeholders. It would be inefficient for City staff to undertake crafting our own City Ordinance on the same subject.

Legal:

The Ordinance was prepared in accord with the Florida Statutes and City Code requirements.

Financial:

N/A.

Staff Recommendation:

Adoption of Ordinance 2016-12 opting-in to the Countywide Panhandling Ordinance contained in Section 18-7 of the County Code.

Thomas J. Lanahan
Assistant City Manager
Planning and Engineering Director

Attachments:
1. Ordinance 2016-12
2. Section 18-7 of the Palm Beach County Code